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Attorneys for Plaintiff
FEDERAL DEPOSIT INSURANCE
CORPORATION as Receiver for
SONOMA VALLEY BANK

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

FEDERAL DEPOSIT INSURANCE
CORPORATION as Receiver for
SONOMA VALLEY BANK,

Plaintiff,

v.

MELVIN J. SWITZER, SEAN C.
CUTTING, and BRIAN MELLAND,

Defendants.

Case No. 3:13-cv-03834-RS

**STIPULATION AND [PROPOSED]
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE**

Plaintiff Federal Deposit Insurance Corporation as Receiver for Sonoma Valley Bank
("FDIC-R") and defendants Melvin J. Switzer, Sean C. Cutting and Brian Melland
("Defendants"), by and through their counsel, hereby stipulate and agree as follows:

1 WHEREAS, the Court has set a Case Management Conference for August 27, 2015 at
2 10:00 a.m. in Courtroom 3, 17th Floor, San Francisco;

3 WHEREAS, the parties and insurers for the defendants have now reached a tentative
4 settlement agreement which is being drafted at this time, and anticipate agreeing to a dismissal of
5 this lawsuit in its entirety;

6 WHEREAS, the Court has previously continued the Case Management Conference three
7 times to accommodate the parties' settlement discussions, having vacated dates of June 25, 2015,
8 July 9, 2015 and July 23, 2015;

9 WHEREAS, the interests of the Court and the parties will be served by a further
10 continuance of the Case Management Conference by at least 30 days;

11 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED that the Case
12 Management Conference set for August 27, 2015 shall be continued for at least 30 days, to be
13 rescheduled at the convenience of the Court.

14
15 Dated: August 20, 2015

SCHIFF HARDIN LLP

16
17 By: /s/ Robert B. Mullen

18 Robert B. Mullen
19 Attorneys for Plaintiff
FEDERAL DEPOSIT INSURANCE
CORPORATION as Receiver for
SONOMA VALLEY BANK

20 Dated: August 20, 2015

DUANE MORRIS LLP

21
22 By: /s/ Stephen H. Sutro

23 Stephen H. Sutro
24 Attorneys for Defendant
Melvin J. Switzer, Jr.

1 Dated: August 20, 2015

JONES DAY

3 By: /s/ Neal J. Stephens

4 Neal J. Stephens
Attorneys for Defendant
5 Sean C. Cutting

6 Dated: August 20, 2015

GEARY, SHEA, O'DONNELL,
7 GRATTAN & MITCHELL, P.C.

8 By: /s/ John A. Holdredge

9 John A. Holdredge
Attorneys for Defendant
10 Brian Melland

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14 **Certification of Compliance with N.D. Cal. L.R. 5.1(i)(3)**

15 I hereby certify that pursuant to N.D. Cal. L.R. 5.1(i)(3), I have obtained the authorization
16 from the above signatories to file the above-referenced document, and that the above signatories
17 concur in the filing's content.

18 I certify under penalty of perjury under the laws of the United States of America that the
19 foregoing is true and correct. Executed on August 20, 2015.

20
21 SCHIFF HARDIN LLP

22
23 By: /s/ Robert B. Mullen

24 Robert B. Mullen
Attorneys for Plaintiff
25 FEDERAL DEPOSIT INSURANCE
CORPORATION as Receiver for
26 SONOMA VALLEY BANK

[PROPOSED] ORDER

IT IS SO ORDERED. The Case Management Conference previously set for August 27, 2015 is continued to _____. The Case Management Statement is due by _____.

Dated: _____
Honorable Richard Seeborg
U.S. District Judge

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